IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.7278 of 2008
BIRBAL SHARMA
Versus
STATE OF BIHAR

04/ 02-07-2008 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is an accused in a case under Sections 20 and 22 of N.D.P.S. Act.

Learned counsel submitted that nothing has been recovered either from the possession or from the house of the petitioner. He submitted that the recovery is from Khalihan of one Radhe Shyam Mishra. He further submitted that the petitioner is in custody since 10.12.2006 and similarly situated two accused have been allowed bail by this Court in Cr. Misc. No. 4684 of 2008 and Cr. Misc. No. 10206 of 2008. He also pointed out that petitioner has no criminal antecedent.

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In the facts and circumstances of the case, the petitioner, namely, Birbal Sharma is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional District Judge, F.T.C. Vth, Bettiah (West Champaran) in connection with Shikarpur P.S. Case No. 338 of 2006.

S.Sb/- **(Madhavendra Saran, J.)**